

Honorable James L. Robart

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

SEATTLE METROPOLITANS HOCKEY
LLC, a Washington limited liability company,

Plaintiff,

v.

SEATTLE HOCKEY PARTNERS LLC, a
Delaware limited liability company,

Defendant.

Civil Action No. 23-cv-1989JLR

PLAINTIFF'S RESPONSE TO
DEFENDANT'S MOTION TO DISMISS


Plaintiff believes that original claims VI for Conversion and VII for tortious interference have merit, but in the interest of judicial economy, he withdraws them as reflected in the concurrently filed First Amended Complaint. This action moots Defendant's pending motion to dismiss (Dkt. 7). *Ferdik v. Bonzelet*, 963 F.2d 1258, 1262 (9th Cir. 1992) (amended complaint supersedes the original complaint); *Loux v. Rhay*, 375 F.2d 55, 57 (9th Cir. 1967) *overruled on other grounds by* *Lacey v. Maricopa County*, 693 F.3d 896 (9th Cir. 2012) (original complaint is "treated thereafter as non-existent.").

PLAINTIFF'S RESPONSE TO DEFENDANT'S MOTION
TO DISMISS - 1

Civil Action No. 23-cv-1989JLR

METS-6-0001 P08 ResponseMDMISS

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1 RESPECTFULLY SUBMITTED: February 12, 2024.

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PLAINTIFF'S RESPONSE TO DEFENDANT'S MOTION
TO DISMISS - 2

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